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NOTE VERBALE DATED 6 AUGUST 1992 FROM THE PERMANENT REPRESENTATIVE OF THE NETHERLANDS TO THE UNITED NATIONS ADDRESSED TO THE SECRETARY-GENERAL

The Permanent Representative of the Kingdom of the Netherlands to the United Nations presents his compliments to the Secretary-General of the United Nations and in reply to his note dated 3 June 1992 concerning Security Council resolution 757 (1992), has the honour to inform him on the measures taken by the Kingdom of the Netherlands to implement the aforementioned resolution.

First of all reference should be made to the common reply of the European Community and its member States to the Secretary-General concerning paragraph 12 of Security Council resolution 757 (1992).

Paragraph 4

On 1 June 1992, the European Community and its member States adopted European Council regulation EEC No. 1432/92 and European Coal and Steel Community (ECSC) decision 92/285. These prohibit trade on matters pertaining to the Treaties of Rome and Paris between, respectively the European Economic Community (EEC) and the Republics of Serbia and Montenegro and ECSC and the Republics of Serbia and Montenegro. On 2 June 1992, the Netherlands Government adopted a decree which prohibits, inter alia, the following:

- Imports of goods originating in or coming from Serbia and Montenegro;

- Exports of goods to Serbia or Montenegro;

- All activities aiming at or leading to the direct or indirect promotion of imports of goods originating in or coming from Serbia or Montenegro;

- All activities aiming at or leading to the direct or indirect promotion of exports of goods to Serbia or Montenegro;

- Using an aircraft or vessel;

- All activities aiming at or leading to the direct or indirect promotion of imports of goods originating in or coming from Serbia or Montenegro:

(a) For transporting or having transported goods originating in or coming from Serbia or Montenegro;

(b) For transporting or having transported goods to Serbia or Montenegro without the authorization of the Committee established by Security Council resolution 724 (1991);

(Prohibitions are not valid for goods which left the territory of Serbia and Montenegro prior to 31 May 1992.)

Paragraph 7

- Reference can be made to the annex to EEC Council regulation No. 1432/92 of 1 June 1992;

- The decree adopted by the Netherlands Government on 2 June 1992 prohibits in its articles 7 and 8 aircraft from taking off, from landing in or overflying the Netherlands if they are destined for, or have taken off from Serbia or Montenegro.

Authorization will be granted for flights approved for humanitarian or other goals in accordance with the relevant resolutions of the Security Council by the Committee established by Security Council resolution 724 (1991). It prohibits the provision directly or indirectly of technical or maintenance services to aircraft registered in Serbia or Montenegro and in use by persons or corporations established in Serbia or Montenegro. Furthermore, it prohibits the provision of spare parts of certification of airworthiness, of payment of benefits on account of new claims on the basis of existing insurance contracts and of the conclusions of new contracts for the direct insurance of the aircraft.

Paragraph 5

- On 1 June 1992, the Netherlands Government adopted a decree on transfer of payments and financial services;

- Article 9 of the decree of 2 June 1992 prohibits, inter alia, the provision of services aiming at or leading to supporting the economy of Serbia or Montenegro.

Paragraph 8 (a)

The Netherlands Government has called upon the "Yugoslav" embassy to reduce its staff by one diplomat. Furthermore, replacement of the Ambassador, who had left the Netherlands would not be accepted.

Paragraph 8 (b)

Sports organizations have been requested to cooperate fully in the implementation of Security Council resolution 757 (1992).

Paragraph 8 (c)

- The cooperation in the framework of the Cultural Treaty with Jugoslavia (1966) has been suspended with regard to Serbia and Montenegro;

- Activities in the field of education, science, culture and welfare outside the framework of the Treaty, in which Serbia and Montenegro are involved, cannot proceed.